

Water and Conservation

Weinert, Chairman; Roberts, Vice Chairman; Baker, Dies, Fly, Fuller, Hardeman, Hudson, Kazen, Martin, Moffett, Owen, Parkhouse, Phillips, Reagan, Rogers, Wood.

Senate Resolution 23

Senator Hardeman offered the following resolution:

Be it resolved by the Texas Senate, That the Presiding Officer be authorized to appoint a committee of three members to arrange and assign parking space on the Capitol grounds for the Members and the elective officers of the Senate.

The resolution was read and was adopted.

Committee to Provide Parking Space for Senate

The President announced the appointment of the following pursuant to the provisions of S. R. No. 23 to provide for parking space for Senators and certain officers: Senators Weinert and Hardeman.

Adjournment

On motion of Senator Aikin the Senate at 11:35 o'clock a.m. adjourned until 10:30 o'clock a.m. tomorrow.

SEVENTH DAY

(Tuesday, January 27, 1959)

The Senate met at 10:30 o'clock a.m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood

Absent—Excused

Hazlewood

A quorum was announced present.

Reverend W. H. Townsend, Chaplain, offered the invocation.

On motion of Senator Aikin, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal was approved.

Leave of Absence

Senator Hazlewood was granted leave of absence for today on account of important business on motion of Senator Lane.

Senate Resolution 25

Senator Owen offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Fire Chief H. A. Davis and Captain Roy Shanks, El Paso, Texas; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senator Owen by unanimous consent presented Mr. Davis and Mr. Shanks to the Members of the Senate.

Senate Resolution 26

Senator Secrest offered the following resolution:

Whereas, We are honored today to have visiting in the Capitol, Mayor John C. Odom; Chamber of Commerce Manager Dan Manfull; Mr. R. C. Adams, Jr.; Mr. W. H. Whitley; Mr. Rhett Sargent; Mr. Charles McDonnold and Mr. B. M. Beck, who are citizens of the City of Killeen, Texas; and

Whereas, It is the desire of the Senate to recognize the presence of these distinguished citizens, and to express our appreciation for their presence; and now, therefore, be it

Resolved, By the Senate of Texas, that they be extended the courtesies of the floor for the day.

The resolution was read and was adopted.

Senator Secrest by unanimous consent presented the distinguished guests to the Members of the Senate.

Senate Concurrent Resolution 8

Senator Hardeman offered the following resolution:

S. C. R. No. 8, Authorizing Enrolling Clerk to make certain corrections in H. B. No. 1.

Be It Resolved, By the Senate of the State of Texas, the House of Representatives concurring, that the Enrolling Clerk of the House of Representatives be directed to correct the Senate Amendment to House Bill No. 1 of the Fifty-sixth Legislature, Regular Session, by deleting the words and figures, "Page 1049, Chapter 364," and inserting in lieu thereof, "Page 575, Chapter 241;"

The resolution was read.

On motion of Senator Hardeman and by unanimous consent the resolution was considered immediately and was adopted by the following vote:

Yeas—30

Aikin	Martin
Baker	Moffett
Bradshaw	Moore
Colson	Owen
Crump	Parkhouse
Dies	Phillips
Fly	Ratliff
Fuller	Reagan
Gonzalez	Roberts
Hardeman	Rogers
Herring	Secrest
Hudson	Smith
Kazen	Weinert
Krueger	Willis
Lane	Wood

Absent—Excused

Hazlewood

Senate Resolution 27

Senator Rogers offered the following resolution:

Whereas, We are honored today to have as visitors in the Senate Honorable and Mrs. Carl Wood of Claude, Texas; and

Whereas, We desire to welcome these distinguished visitors to the Capitol Building and Capital City; now, therefore, be it

Resolved, That their presence be recognized by the Senate of Texas and that they be extended the official welcome of the Senate.

The resolution was read and was adopted.

Senate Bills and Joint Resolutions on First Reading

The following bills and joint resolutions were introduced, read first time and referred to the committee indicated:

By Senator Lane:

S. B. No. 1, A bill to be entitled "An Act amending Section 3 of H. B. 74, Acts of the 46th Legislature, Regular Session, 1939 (Article 320A-1, V.C.S.), repealing all laws and parts of laws in conflict herewith; and declaring an emergency."

To the Committee on Jurisprudence.

By Senators Willis and Parkhouse:

S. B. No. 2, A bill to be entitled "An Act constituting Arlington State College a fully State-supported co-educational senior college; prescribing and limiting courses of study; providing an effective date; declaring this Act to be cumulative of existing statutes relating to Arlington State College; repealing all laws in conflict herewith; and declaring an emergency."

To the Committee on State Affairs.

By Senator Parkhouse:

S. B. No. 3, A bill to be entitled "An Act amending H. B. 100, Chapter 104, Acts 48th Legislature, Regular Session, 1943, to provide for the regular reporting under the penalties of perjury, of facts relating to the organization, operation, affiliation, and financial conduct of labor unions; prohibiting the use of funds for certain purposes; requiring the keeping of records, an annual audit of such records, and the availability of such records; providing for a right of action against a union by a member; prohibiting the expulsion of members of a union without hearing; providing for penalties for violation of the Act; permitting the collection of dues and other charges and the expenditure of same for beneficial purposes and providing for a disclosure of financial transactions pertaining to such funds; providing a savings clause; and declaring an emergency."

To the Committee on Labor and Management Relations.

By Senator Phillips:

S. B. No. 4, A bill to be entitled "An Act requiring competitive bids on purchases and expenditures made

by the Board of Trustees of school districts; and declaring an emergency."

To the Committee on State Affairs.

By Senator Aikin:

S. B. No. 5, A bill to be entitled "An Act amending Section 1 of Article I of Senate Bill No. 116, Chapter 334, Acts of the Fifty-first Legislature, Regular Session, 1949, to provide availability of a Minimum Foundation School Program of one hundred eighty (180) days of instruction each year and for teacher in-service education; amending Section 2 of Article II of Senate Bill 116, supra, to authorize the utilization of additional professional positions and services; amending Section 1 of Article III of Senate Bill 116, supra, as amended in part by Senate Bill 44, Chapter 39, Acts 52nd Legislature, R. S., by House Bill 548, Chapter 221, Acts 53rd Legislature, R. S., and by Senate Bill 70, Chapter 386, Acts 55th Legislature, R. S., to provide for the allocation of professional units on the basis of current average daily attendance to districts reporting increases, for the allotment of additional classroom teacher units for academically talented pupils in approved programs, to add to special services a sixth position—driver education and to provide a revised method or basis for the allocation of a special service teacher, to provide allotments and revised formula for principal units and 'head' teacher, and for assistant superintendents; amending Sections 1 and 2 of Article IV of Senate Bill 116, supra, as last amended by House Bill 8, Chapter 390, Acts 55th Legislature, R. S., to provide a new teacher and administrator salary schedule with increments; amending Section 1 of Article V of Senate Bill 116, supra, as amended by House Bill 367, Chapter 241, Acts 53rd Legislature, R. S., to provide for an increased current operating cost allotment on a new basis; amending subsections (2) (a) and (b) of Section 2 of Article V of Senate Bill 116, supra, as amended by Senate Bill 102, Chapter 409, Acts 55th Legislature, R. S. to increase the allowable total base costs for each bus; amending Article VI of Senate Bill 116, supra, as amended by Senate Bill 1, Chapter 5, Acts 53rd Legislature, 1st C. S., and by Senate Bill 163, Chapter 174, Acts 53rd Legislature, R. S., to delete the One Hundred (\$100.00) Dollars al-

lowance provision therein for each approved professional Foundation program unit, to fix the amount to be charged for the 1959-60 school year against the local school districts toward the Foundation School Program and the method to determine thereafter annually such charge; providing a repealing and severability saving clause; and declaring an emergency."

To the Committee on Education.

By Senator Moffett:

S. B. No. 6, A bill to be entitled "An Act, creating Midwestern University at Wichita Falls, Texas, and providing for instruction at said University suitable to a University of higher learning teaching the liberal arts and sciences of the first class; providing for the organization, control, and management thereof, the appointment of a Board of Regents, and selection of a President; providing for the granting of appropriate degrees; providing courses of study appropriate to a University of the first class; providing for the acquisition of certain lands and buildings, and additional lands where necessary for the enlargement and work of said University, including the Junior College known as Hardin Junior College, empowering the Board of Regents to accept donations, gifts, and endowments, and the conditions thereof; and further providing that the University hereby created shall not institute or offer any educational courses herein provided for unless and until suitable arrangements are made with Midwestern University, a private corporation and Hardin Junior College, for the acquisition or use of the corporeal properties of said Midwestern University and Hardin Junior College and their facilities unincumbered; providing all necessary details to accomplish the purpose of this Act; repealing all laws and parts of laws in conflict with this Act; providing a savings clause; and declaring an emergency."

To the Committee on State Affairs.

By Senators Colson and Moffett.

S. B. No. 7, A bill to be entitled "An Act to amend Section 2 of Senate Bill 44, Acts of the 49th Legislature, Regular Session, 1945, as amended (codified as Section 2 of Article 5798a-2 of Vernon's Civil Statutes), so as to provide that a person who has served in the active Military,

Navy, or Armed Forces, or the Nurses Corps of the United States or Canada, during the Korean War (commonly referred to as the Korean Conflict or the Korean Police Action), for a period of at least four (4) months, and having been honorably discharged from such services, may serve as Veterans County Service Officer and/or Assistant Veterans County Service Officer; providing that this individual also possesses the other qualifications enumerated in Section 2 of this Act; providing for a repealing clause; providing for a severability clause; and declaring an emergency."

To the Committee on Military and Veteran's Affairs.

By Senators Hudson and Reagan:

S. B. No. 8, A bill to be entitled "An Act establishing districts for the creation and operation of a Citrus and Vegetable Commission in the State of Texas; providing for the appointment of a Citrus and Vegetable Commission; providing for the method of appointment, of the powers, duties and obligations of the members of such Commission; defining the commodities to be controlled and regulated; providing for the hiring of employees to carry out the provisions of this Act; providing for the promulgation of rules, regulations, standards and conditions to be adopted; providing for the transfer of powers from the Commissioner of Agriculture to the Citrus and Vegetable Commission; providing for the licensing and bonding of persons handling citrus and vegetables; providing for the control by grade, size, shape, quality and condition of fruits and vegetables shipped from various districts; repealing all laws in conflict herewith; and declaring an emergency."

To the Committee on State Affairs.

By Senators Baker, Aikin and Willis:

S. B. No. 9, A bill to be entitled "An Act to create and define the offense of shoplifting: to provide punishment for the offense; to create presumptions arising out of the concealment of goods held for sale by Merchants and to exempt from civil or criminal liability any Peace Officer, Merchant, or specifically authorized employee who arrests or causes the arrest without a warrant of any person suspected of the offense of shoplifting."

To the Committee on Jurisprudence.

By Senator Martin:

S. B. No. 10, A bill to be entitled "An Act to amend Article 2618 of the Revised Civil Statutes of 1925 of the State of Texas, as amended, so as to provide for a four-year college at Tarleton State College; prescribing courses of study; providing an operative date; and declaring an emergency."

To the Committee on State Affairs.

By Senators Fly, Kazen and Lane:

S. B. No. 11, A bill to be entitled "An Act dealing with weight limits of motor vehicles and combinations thereof; amending Section 5, Chapter 42, Second Called Session, 41st Legislature, as heretofore amended; repealing Section 2 of Chapter 146, Acts, 52nd Legislature, Regular Session, 1951; providing that neither Section 1-1/4, Chapter 146, Regular Session, 52nd Legislature, nor House Bill 11, Acts, 52nd Legislature, Regular Session, 1951, as amended, nor Section 1 of Chapter 109, Acts, 54th Legislature, Regular Session, 1955, shall be repealed, modified, or altered by this Act; providing that nothing in this Act shall in any wise alter, amend, or repeal any law in this State authorizing or providing for special permits for weights in excess of those provided for in this Act; providing a savings clause; providing that this Act shall take effect and be in force on and after January 1, 1960; and declaring an emergency."

To the Committee on Transportation.

By Senator Herring:

S. B. No. 12, A bill to be entitled "An Act, authorizing and directing the Board of Regents of The University of Texas to establish a Medical Branch or Department of The University of Texas within the State of Texas at Austin, Texas, providing that the Board of Regents shall take no action until an appropriation has been made for the purpose of carrying out the provisions of this Act; authorizing the Board of Regents to prescribe courses and to make rules and regulations for the operation, control and management of the new Medical Branch or Department of The University of Texas; providing that the Board of Regents of The University of Texas shall select a suitable name for the Medical Department and fix the amount of tuition and fees to

be charged in said Branch; appropriating all moneys and fees and other receipts of said Medical Branch to be expended under the direction of the Board of Regents of The University of Texas, subject to any general or special appropriation bill that the Legislature may enact relative thereto; authorizing the Board of Regents to accept grants or gifts of property or money which may be tendered to it from any source in the aid of research and teaching at the said new Medical Branch; providing that before acceptance of such gifts, grants and donations the Board of Regents shall secure the opinion of the Attorney General on the title of all real property to be conveyed; providing that the Board of Regents shall proceed with the planning and construction of buildings and other improvements necessary to conduct and operate a first-class Medical College with a class of not less than one hundred (100), exclusive of all other entering classes in the present medical schools in the State of Texas; providing this Act shall be severable; and declaring an emergency."

To the Committee on State Affairs.

By Senator Gonzalez:

S. B. No. 13, A bill to be entitled "An Act authorizing and directing the Board of Regents of the University of Texas to establish a Medical Branch or Department of The University of Texas within the County of Bexar, State of Texas, to be known as The South Texas Medical School; providing that the Board of Regents shall take no action pursuant to the terms of this Act, excepting planning provided for, until an appropriation has been made for the purpose of carrying out the provisions of this Act; authorizing the Board of Regents to prescribe courses and to make rules and regulations for the operation, control and management of the new Medical Branch or Department of The University of Texas; authorizing the Board of Regents to accept and administer grants or gifts of money or property which may be tendered to it from any source in the aid of the planning for, establishment, or in aid of research and teaching at the said new Medical Branch or Department of The University of Texas; providing that before the acceptance of any such gifts, grants or donations of real property, the Board of Regents

shall secure the opinion of the Attorney General on the title of any such real property given, granted, or donated to said Board of Regents; providing that the Board of Regents shall proceed with the planning necessary for the establishment, conduct and operation of a first class medical college with entering classes of a maximum of one hundred (100) students, exclusive of all other entering classes in the present Medical Branches of The University of Texas, providing that this Act shall be severable; and declaring an emergency."

To the Committee on State Affairs.

By Senator Crump:

S. B. No. 14, A bill to be entitled "An Act amending Sections 9, 10, 11 and 13 of Chapter 52, Acts of the 41st Legislature, 1st Called Session, 1929, compiled as Sections 9, 10, 11 and 13 of Article 1525b, Vernon's Annotated Penal Code, so as to regulate the movement of livestock and domestic fowl into the State of Texas; providing a penalty; and declaring an emergency."

To the Committee on State Affairs.

By Senator Reagan:

S. B. No. 15, A bill to be entitled "An Act creating a Court of Domestic Relations in Nueces County, providing the qualifications and compensation of the judge; providing for the jurisdiction of said court; providing for the transfer of cases to and from said court; providing for said judge and the District Judges of said County sitting for each other in cases coming within their jurisdiction; providing for the filing of said cases in said court; providing for the services of certain county and district officers for said court; providing said court being a court of record, holding court in Nueces County, having a seal and maintaining necessary records; providing for issuance of writs and punishment for contempt; providing for a court reporter; providing for terms of court; providing for membership of the Juvenile Board, its powers and duties, providing for appeal; providing the procedure in said court; containing a saving clause and declaring an emergency."

To the Committee on Legislative, Congressional and Judicial Districts.

By Senators Ratliff and Bradshaw:

S. B. No. 16, A bill to be entitled

"An Act amending Chapter 66, Acts of the Fifty-fourth Legislature (being the law creating West Central Texas Municipal Water District) by adding a provision with reference to annexation of additional territory; repealing Section 22 of said chapter; making a further provision with reference to the clerical error of omitting the word "water" from the name of the district specified in said chapter; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Colson:

S. B. No. 17, A bill to be entitled "An Act creating a Texas Coordinating Commission for State Welfare Services; defining its membership, powers, and duties; and declaring an emergency."

To the Committee on State Affairs.

By Senator Moffett:

S. B. No. 18, A bill to be entitled "An Act amending Chapter 52, Acts of the 41st Legislature, 1st Called Session 1929, as amended by Chapter 429, Acts of the 53rd Legislature, Regular Session, 1953, to provide for the control and eradication of vesicular exanthema in swine; providing a penalty for violations; repealing conflicting laws; providing for severability and declaring an emergency."

To the Committee on Agriculture and Livestock.

By Senators Parkhouse, Roberts and Willis:

S. B. No. 19, A bill to be entitled "An Act prohibiting engaging in and attempting to engage in the business of buying, selling, exchanging, dealing or trading in motor vehicles on Sunday, imposing penalties for violation thereof, defining terms, providing for issuance of restraining orders and injunctions, containing a severability clause, repealing all laws in conflict, and declaring an emergency."

To the Committee on Transportation.

By Senator Bradshaw:

S. B. No. 20, A bill to be entitled "An Act authorizing and providing for the purchase of educational motion picture films by the State Board of Education for the use and benefit of the public free school systems; providing for a complete system for the

distribution of such films by Film Service Centers pursuant to certain minimum standards as established by the State Board of Education; setting out the procedure for the creation of a state and various local film selection committees; providing for financing the purchase of such films as an additional item of cost of the Minimum Foundation School Program to be paid out of the Foundation School Fund; providing a severability or savings clause and the effective date of this Act; and declaring an emergency."

To the Committee on Education.

By Senator Reagan:

S. B. No. 21, A bill to be entitled "An Act amending Section 1 of Chapter 509, Acts of the 47th Legislature, Regular Session, 1941, as last amended by Section 1 of Chapter 73, Acts of the 50th Legislature, Regular Session, 1947, so as to authorize the construction of causeways, bridges and tunnels in any county bordering on the Gulf of Mexico which has a population of twenty thousand (20,000) or more; and declaring an emergency."

To the Committee on Counties, Cities and Towns.

By Senators Roberts and Parkhouse:

S. B. No. 22, A bill to be entitled "An Act to amend Section 2 and Section 49, of House Bill No. 407, Chapter 4, Acts of the Forty-sixth Legislature, Regular Session, 1939, and to amend Section 1 thereof, as amended by Section 1 of House Bill No. 205, Chapter 187, Acts of the Forty-seventh Legislature, Regular Session, 1941, as amended by Section 1, Chapter 105, Acts of the Fiftieth Legislature, Regular Session, 1947, providing for the inclusion of "Trailers" and "Semi-trailers" having a gross weight in excess of Four Thousand (4,000) pounds; adding two (2) new sections to be known as Section 2b, defining the term "Trailer" and Section 2c defining the term "Semi-trailer"; to amend Section 49, of House Bill 407, Chapter 4, Acts of the Forty-sixth Legislature, Regular Session, 1939, and to amend Section 49(e), House Bill 286, Chapter 105, Acts of the Fiftieth Legislature, Regular Session, 1947, authorizing the State Highway Department of the State of Texas to assign serial numbers for

trailers and semi-trailers having a gross weight in excess of Four Thousand (4,000) pounds; providing a saving clause; providing a repealing clause; and declaring an emergency."

To the Committee on Transportation.

By Senator Moore:

S. B. No. 23, A bill to be entitled "An Act relating to the jurisdiction of the County Court of Brazos County; restoring to said court the civil and criminal jurisdiction granted to county courts by the Constitution and General Laws of this State; conforming the jurisdiction of the district court of said county to such change; repealing all laws in conflict with this Act; and declaring an emergency."

To the Committee on Legislative, Congressional and Judicial Districts.

By Senator Herring:

S. B. No. 24, A bill to be entitled "An Act to amend Section 6 of Article 3.39 of Chapter 3 of the Insurance Code (Acts of 1951, 52nd Legislature, as amended by the Acts of 1955, 54th Legislature, page 916, Chapter 363, Section 12) to regulate the investment of the funds of life insurance companies in building and loan and savings and loan associations; and declaring an emergency."

To the Committee on Insurance.

By Senator Dies:

S. B. No. 25, A bill to be entitled "An Act amending the Election Code of the State of Texas by adding a section limiting campaign expenditures by or on behalf of candidates for nomination to certain offices in primary elections, defining offenses relating thereto, and providing civil and criminal penalties for violation; repealing Article 264 of the Penal Code of Texas, and repealing all other laws to the extent of any conflict with this Act; providing for severability; and declaring an emergency."

To the Committee on Privileges and Elections.

By Senator Parkhouse:

S. B. No. 26, A bill to be entitled "An Act providing that state, county and other officials who refuse to permit the public examination of records except those designated by law as not open to public inspection shall be

guilty of a misdemeanor; providing a penalty therefor; providing for the removal of such officials; containing a severability clause; and declaring an emergency."

To the Committee on Jurisprudence.

By Senator Herring:

S. B. No. 27, A bill to be entitled "An Act authorizing the Board for Texas State Hospitals and Special Schools to sell certain land located in Travis County, Texas, being a part of the Austin State Hospital; prescribing the procedure, terms and conditions of sale; and declaring an emergency."

To the Committee on State Affairs.

By Senator Baker:

S. B. No. 28, A bill to be entitled "An Act creating the State Medical Examiner Commission; establishing the office of Chief Medical Examiner; providing for appointment of Regional Medical Examiners on request of Commissioners Courts; providing qualifications; providing necessary staff and facilities; requiring death investigations and reports in certain circumstances; prohibiting removal of dead bodies in certain circumstances; under certain conditions providing for autopsies and disinterments and placing certain restrictions on cremations; requiring the keeping of records; vesting the hereinafter specified duties of Justices of Peace as to death investigations in the State Medical Examiner Commission and the Chief Medical Examiner and their agents, servants, or employees; defining penalties for violation of this Act; and declaring an emergency."

To the Committee on State Affairs.

By Senator Gonzalez:

S. B. No. 29, A bill to be entitled "An Act amending Section 12 of Senate Bill No. 36, p. 544, Acts Regular Session, Forty-sixth Legislature, 1939, as amended by House Bill No. 611, being Chapter 562, Page 914, Acts, Regular Session, 1949, and being codified in Vernon's Texas Civil Statutes as Section 12 of Article 695c, by adding two new subsections to be known as subsections (8) and (9); providing that recipients of Aid to the Needy Blind may own or use certain real and personal property as a home, requiring the utilization of real property to meet the needs of such recipients

when such real property is not used as a home, exempting the proceeds of the conversion of real property to personal property for one year; providing that a place of abode of such recipient shall be defined as real property, providing that a recipient may own \$1,500 personal property, or together with his spouse, \$2,500 personal property, less all encumbrances thereon, requiring that no life insurance policy shall be valued at in excess of its cash surrender value, and providing that certain classes of personal property shall be disregarded entirely, and declaring an emergency."

To the Committee on State Affairs.

By Senator Fly:

S. B. No. 30, A bill to be entitled "An Act for the relief of cities and towns of this State; authorizing elected governing bodies of cities and towns to levy any tax not prohibited by the Constitution or laws of this State; and declaring an emergency."

To the Committee on State Affairs.

By Senator Moore:

S. B. No. 31, A bill to be entitled "An Act amending Section 5, Article VI of Chapter 334, Acts of the 51st Legislature, Regular Session, 1949, as amended, to provide that land owned by the State of Texas which is devoted to the use of the Agricultural and Mechanical College of Texas is included within the meaning of the term 'State University-owned land' as such term is used in said Section 5; and declaring an emergency."

To the Committee on State Affairs.

By Senator Moffett:

S. B. No. 32, A bill to be entitled "An Act relating to the enrichment of corn meal and corn grits by the addition of certain vitamins and minerals thereto; providing a penalty for violations; providing a severability clause; and declaring an emergency."

To the Committee on Agriculture and Livestock.

By Senator Parkhouse:

S. B. No. 33, A bill to be entitled "An Act authorizing the Board of Regents of the University of Texas to exchange lands in Dallas County, Texas, and execute deeds with Southwestern Medical Foundation; and declaring an emergency."

To the Committee on State Affairs.

By Senator Willis:

S. B. No. 34, A bill to be entitled "An Act making it unlawful except under the provisions of this Act, for any person to hunt, take, kill or attempt to kill, or possess, any game bird or game animal in Tarrant County at any time; to take, kill or trap or attempt to take, kill or trap any fur-bearing animal in said county or to take or attempt to take any fish or other aquatic life or marine animals from said county by any means or method; providing the powers, duties and authority of the Game and Fish Commission; requiring the Game and Fish Commission to make investigation with respect to the depletion and waste of the wildlife resources of said county; requiring the Commission to provide an open season or period of time when it shall be lawful to take a portion of the wildlife resources of said county; defining depletion and waste; providing for the issuance of the antlerless deer permit; providing for a public hearing; providing for the adoption of proclamations, orders, rules or regulations of the Game and Fish Commission and the effective period thereof; providing for the publication of the regulations; providing venue for suits to test the validity of this Act or of the proclamations, rules, regulations or orders of the Commission; providing a penalty; providing for the forfeiture of licenses; defining wildlife resources; repealing certain laws; providing for the effective date of this Act; providing a savings clause; and declaring an emergency."

To the Committee on Game and Fish.

By Senator Baker:

S. B. No. 35, A bill to be entitled "An Act applying to Texas Southern University and for the purpose of eliminating the disadvantage to said University occasioned by its exclusion from the benefits of the State tax finance buildings and other permanent improvements at State institutions of higher learning; authorizing the governing board thereof to discontinue the charging and collection of tuition fees for certain time and to charge students certain building-use fees; authorizing the pledge of the income of such building-use fees and the issuance of bonds, warrants, or notes payable therefrom; providing and prescribing certain terms and conditions relating to such

bonds, warrants, or notes; authorizing the charging and collection of additional tuition fees under certain conditions; providing that this Act shall be cumulative of other statutes; authorizing the issuance of refunding bonds, warrants, or notes payable from the income of such building-use fees; providing and prescribing certain terms and conditions relating to such refunding bonds, warrants, or notes; prohibiting certain appropriations out of State funds except under stated conditions; providing a severability clause; containing other provisions relating to the subject; and declaring an emergency."

To the Committee on State Affairs.

By Senator Parkhouse:

S. B. No. 36, A bill to be entitled "An Act to amend Chapter 35, Acts of the Regular Session of the 55th Legislature (Vernon's Annotated Civil Statutes, Article 1109-h) in reference to the construction and financing of water supply projects under contracts between eligible cities and river authorities and the financing by such cities of intakes, pumping stations and equipment, pipelines, treatment and filtration plants and intermediate and terminal reservoirs, and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Aikin:

S. B. No. 37, A bill to be entitled "An Act amending Section 2 of Article II of Senate Bill No. 116, Chapter 334, Acts of the 51st Legislature, Regular Session; amending Article III of Senate Bill No. 116, supra, as amended, by adding thereto a new subsection designated "(8) Driver Education Teacher Units."; amending Section 1 of Article IV of Senate Bill No. 116, supra, as amended by House Bill No. 8, Chapter 390, Acts of the 55th Legislature, Regular Session, by adding thereto a new subsection designated "8. Driver Education Teachers."; providing for organized driver education for pupils in the public free schools of Texas who have attained a certain age and the inclusion of all allocations for professional driver education teacher units in the Foundation School Program Act; and declaring an emergency."

To the Committee on Education.

By Senator Rogers:

S. B. No. 38, A bill to be entitled

"An Act amending Chapter 52, Acts of the 41st Legislature, 1st Called Session, 1929, compiled as Article 1525b, Vernon's Annotated Penal Code, so as to provide for the control and eradication of bovine brucellosis; repealing conflicting laws; providing for severability; providing a penalty for violation; and declaring an emergency."

To the Committee on Agriculture and Livestock.

By Senator Rogers:

S. B. No. 39, A bill to be entitled "An Act regulating the movement of livestock out of livestock markets in order to prevent the dissemination of infectious, contagious and communicable livestock diseases; providing a penalty for violations; and declaring an emergency."

To the Committee on Agriculture and Livestock.

By Senator Rogers:

S. B. No. 40, A bill to be entitled "An Act requiring veterinarians to report certain contagious and infectious diseases of animals and domestic fowl to the Livestock Sanitary Commission of Texas; providing that specimen from animals suspected of dying of anthrax be submitted to the Livestock Sanitary Commission for laboratory examination and diagnosis; providing a penalty for violation; and declaring an emergency."

To the Committee on Agriculture and Livestock.

By Senator Moffett:

S. B. No. 41, A bill to be entitled "An Act prohibiting the manufacture, possession, distribution, sale or use of live hog cholera virus vaccine in the State of Texas; defining live hog cholera virus; providing a penalty for violation; and declaring an emergency."

To the Committee on Agriculture and Livestock.

By Senator Fly:

S. B. No. 42, A bill to be entitled "An Act appropriating money for the support of the Judicial, Executive, and Legislative branches of the State Government, for the construction of State Buildings, the payment of claims against the State, and for State aid to designated public junior colleges, for the two-year period beginning September 1, 1959, and end-

ing August 31, 1961; authorizing and prescribing conditions, limitations, rules, and procedures for allocating and expending the appropriated funds; and declaring an emergency."

To the Committee on Finance.

By Senator Fly:

S. B. No. 43, A bill to be entitled "An Act relating to the salaries of all state officers and employees except the salaries and other compensation of District Judges; specifically providing that the Legislature shall fix the amount of compensation to be paid clerks of the Court of Civil Appeals, the Supreme Court and the Courts of Criminal Appeals out of the fees of office; specifically suspending all laws and parts of laws in conflict herewith; and declaring an emergency."

To the Committee on Finance.

By Senator Baker:

S. B. No. 44, A bill to be entitled "An Act authorizing the State Building Commission to locate and purchase land in the City of Houston, Texas, on which to construct a State Office Building and an adjoining parking lot; granting authority to said Commission to construct and equip such building; granting authority to said Commission to enter into certain lease agreements; repealing all laws and parts of laws in conflict; providing for severability; and declaring an emergency."

To the Committee on State Affairs.

By Senator Phillips:

S. B. No. 45, A bill to be entitled "An Act to amend Section 1 of Chapter 511, Acts 1955, 54th Legislature, Regular Session, as heretofore amended by Chapter 65, Acts 1957, 55th Legislature, Regular Session, by enlarging the boundaries of Fort Bend County Water Supply District; finding a benefit; and declaring an emergency."

To the Committee on Water and Conservation.

By Senator Phillips:

S. B. No. 46, A bill to be entitled "An Act amending Article 8274 of the Revised Civil Statutes of Texas of 1925, as amended, relating to the rate of pilotage for each foot of water which the vessel at the time of piloting draws, which may be fixed under Articles 8267 and 8269 on any class

of vessels in any port of the state so as to include the Port of Galveston; providing a repealing clause; and declaring an emergency."

To the Committee on State Affairs.

By Senators Kazen and Reagan:

S. J. R. No. 1, Proposing an Amendment to Section 11, Article XVI of the Constitution of the State of Texas, so as to give the Legislature authority to classify loans and lenders, license and regulate lenders, define interest, set maximum rates of interest, and provide for a maximum rate of interest of ten per centum per annum in the absence of legislation setting maximum rates of interest; providing for the necessary election and the form of the ballot; and providing for the necessary proclamation and publication.

To the Committee on Constitutional Amendments.

By Senator Dies:

S. J. R. No. 2, Proposing an amendment to the Constitution of the State of Texas authorizing the issuance of State bonds for the purpose of financing a program for loans to individuals, partnerships and corporations to encourage the development of industries in this State, and providing for administration of the program.

To the Committee on Constitutional Amendments.

By Senator Hardeman:

S. J. R. No. 3, Proposing an amendment to Section 24 of Article III of the Constitution of the State of Texas, providing for the biennial compensation and expenses of the members of the Legislature upon a two-thirds vote of all the members elected to each House by Yeas and Nays, and the names of the members voting to be entered in the Journal of each House; providing for the duration of regular sessions of the Legislature; providing for an election; prescribing the form of the ballot and providing for the necessary proclamation and publication.

To the Committee on Constitutional Amendments.

Senate Concurrent Resolution 9

Senator Colson offered the following resolution:

S. C. R. No. 9, Memorializing Con-

gress to Oppose Increase in Federal Gasoline Tax.

Whereas, The President has recommended that Congress increase the Federal Tax on gasoline by one and one-half cents per gallon; and

Whereas, The Federal Government is annually diverting more than one and a half billion dollars of Federal Highway user taxes into non-highway channels; and

Whereas, It has been estimated that the addition of the one and one-half cents to the present three cent Federal Tax on gasoline would result in Texans sending one hundred and thirty-seven million dollars more in highway user taxes per year to Washington than would be returned to the State for highway purposes under the present aid formula; now, therefore, be it

Resolved by the Senate of the State of Texas, the House of Representatives concurring, That the Congress be respectfully requested to oppose further federal invasion of this gasoline tax which should be reserved for the use of the states, and that the use of such present highway user taxes be restricted to highway purposes only; and be it further

Resolved, That a copy of this resolution be mailed to each member of the Texas delegation in Congress.

COLSON
KAZEN
MOFFETT

The resolution was read.

On motion of Senator Colson and by unanimous consent the resolution was considered immediately and was adopted.

Senate Resolution 28

Senator Moffett offered the following resolution:

Whereas, There occurred in Memorial Stadium in the Capital City of Austin, Texas, on December 20, 1958, a momentous battle for the Class AAAA State Football Championship; and

Whereas, The Coyotes of Wichita Falls High School left the field victorious, the scoreboard reading 48 to 6; and

Whereas, This pack of western wolves from the rolling prairies and mesquite plains, one-time stomping grounds of the Wichita Indians, richly

earned the distinction of State Champions for the year 1958; and

Whereas, Coyote Coach Joe Golding, in his twelfth season as leader of the Pack, turned in an outstanding record in the 1958 season, having won 13 out of 14 games and accumulated a total score of 529 to 94 by all opponents; and

Whereas, This same Joe Golding was coach during the seasons of 1949 and 1950 when the famous double championship record was made by the Coyotes; and

Whereas, The 1958 AAAA State Football Championship was the fourth to be won by Wichita Falls High School; and

Whereas, The following young men were members of the 1958 squad:

ENDS—Don Coker, Louis Coles, Frank Bracken, Gary Robinson, Walter Maness, Charles Clines, Leland Allred, and Mark Taylor;

TACKLES—John Burman, Butch Hunt, Steve Kimzey, Bennie Shields, Frank Mitchell, Larry Flatt, Jimmy Webster, and Vann Francis;

GUARDS—Jim Lebus, Bob Whatley, Mickey Hamilton, Norman Harris, Charlie Edgmon, and David Fowler;

CENTERS—Hardy McAlister, Jim Broyles, and Jim Hoggard;

BACKS—Walter Randell, Roger Richardson, James Wright, George Parry, Jimmy Walker, John Genugn, Dickie Turner, Travis Reagan, Morris Heskett, Gerald Gant, Robert Edgmon, and Ronnie McDougale;

COACHES—Joe Golding, Hunter Kirkpatrick, Bob Tyler, Perry Goolsby, Joe Reed, Mack Keck, and Donnell Crosslin; and

Whereas, These proficient young athletes will be honored at a banquet in their home city on Wednesday evening, January 28, 1959; now therefore, be it

Resolved, by the Senate of the 56th Legislature, That warmest congratulations are hereby extended to the football team and faculty and student body of Wichita Falls High School and to the loyal citizens who support all worthy activities of this fine educational institution; and be it further

Resolved, That a copy of this resolution be sent to Coach Joe Golding, to the President of the Wichita Falls

School Board, to the Superintendent of Schools in Wichita Falls, and a copy to the Athletic Department of the Wichita Falls High School for future reference.

The resolution was read and was adopted.

Co-Author of Senate Bill 19

Senator Willis asked unanimous consent to be shown as co-author of S. B. No. 19.

There was no objection offered.

House Concurrent Resolution 3 on Second Reading

The President laid before the Senate on its second reading the following resolution:

H. C. R. No. 3, Providing hour for Joint Session to canvass votes for the Governor and Lieutenant Governor.

The resolution was read and was adopted.

Message From the House

Hall of the House of Representatives,
Austin, Texas,
January 26, 1959.

Hon. Ben Ramsey, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following:

The House has concurred in Senate amendments to House Bill No. 1 by vote of 130 ayes, 13 noes.

Respectfully submitted,

DOROTHY HALLMAN,
Chief Clerk, House of Representatives

Bill and Resolutions Signed

The President signed in the pres-

ence of Senate after the captions had been read the following enrolled bill and resolutions:

S. C. R. No. 5, Providing that the State of Texas be represented at a hearing called by the Atomic Energy Commission to consider radioactive waste disposal in the Gulf of Mexico.

H. C. R. No. 2, Providing for per diem and mileage for Members of the Legislature.

H. C. R. No. 10, Granting each House permission to adjourn from Wednesday, January 21, 1959 to Monday, January 26, 1959.

H. B. No. 1, A bill to be entitled "An Act to create a Legislative Expense Fund; to provide for the expenses of the 56th Legislature by amending the Act creating the Operator's and Chauffeur's License Fund so as to broaden its purpose and to transfer Six Hundred Thousand (\$600,000.00) Dollars therefrom to the Legislative Expense Fund, and to amend the Act creating the Disabled Assistance Fund so as to transfer idle and unexpended balances in such fund into the Legislative Expense Fund; to transfer the unobligated balances in prior appropriations for the expenses of the 55th Legislature into the Legislative Expense Fund; to appropriate all moneys in the Legislative Expense Fund for the expenses of the 56th Legislature; providing a separability clause and declaring an emergency."

Subject to provisions of Section 49A of Article III of the Constitution of the State of Texas.

Adjournment

On motion of Senator Martin the Senate at 11:32 o'clock a.m. adjourned until 10:30 o'clock a.m. tomorrow.

In Memory of
Major General Clements McMullen

Senator Gonzalez offered the following resolution:

(Senate Resolution 24)

Whereas, Our Heavenly Father, in His infinite wisdom, has called from his earthly home, Air Force Major General Clements McMullen of San Antonio, Texas; and

Whereas, General McMullen was born in Florida 66 years ago, where his family had extensive citrus holdings; and

Whereas, Before his retirement as Kelly Field's Commander he distinguished himself as one of the most able and beloved commanders; and

Whereas, General McMullen pioneered in better air material production, and his interest in civic affairs resulted in a position with the Chamber of Commerce and he was responsible for the formation of the San Antonio Economic Development Committee; and

Whereas, He rose from a private in the Army to an Air Force General, a career that brought him many distinctive honors; now, therefore, be it

Resolved, By the Senate of Texas, that we extend our sincere sympathy to the family of Major General Clements McMullen; that a copy of this Resolution be sent to each member of his family; and that when the Senate adjourn today, it do so in memory of Major General Clements McMullen.

The resolution was read and was adopted by a rising vote of the Senate.